

BERLIN TOWNSHIP TRUSTEES

6:00 p.m. Special Meeting August 4, 20

HELD AT: This meeting was held virtually

CALL TO ORDER: Tom D’Amico, Trustee Chairman

PLEDGE OF ALLEGIANCE: Tom D’Amico led the Pledge of Allegiance

ROLL CALL: Tom D’Amico, Ron Bullard, Ken O’Brien and Claudia Smith, Fiscal Officer

ATTENDANCE: Megan Raehll, James, Brenza, Joe Pichert, Dave Riepenhoff

Collective Bargaining-

RESOLUTION 20-08-01 RECESS TO EXECUTIVE SESSION PURSUANT TO ORC 121.22 (G)(4) FOR THE PURPOSE OF DISCUSSION OF COLLECTIVE BARGAINING AND 121.22 (G)(8) FOR DISCUSSION OF ECONOMIC DEVELOPMENT – THREE TRUSTEES, FISCAL OFFICER AND ATTORNEY DAVE RIEPENHOFF AND JOE PICHERT TO ATTEND - 6:08 PM

Motion: O’Brien
Second: Bullard
Vote: D’Amico yes, Bullard yes and O’Brien yes

RESOLUTION 20-08-02 MOTION TO RETURN TO REGULAR SESSION 7:24 PM

Motion: O’Brien
Second: D’Amico
Vote: D’Amico yes, O’Brien yes and Bullard yes

D’Amico “We met in executive session and no decisions were made and actions were taken”.

RESOLUTION 20-08-03 MOTION TO AUTHORIZE KEN O’BRIEN TO WORK WITH THE POWERS TO BE TO WORK TO NEGOTIATE A JEDD FOR BERLIN TOWNSHIP TO HAVE IN PLACE FOR THE ZONING CHANGES THAT WE ARE POSSIBLY GOING TO DO ALONG 36/37

Motion: Bullard
Second: D’Amico
Discussion:
Vote: O’Brien yes, D’Amico yes and Bullard yes

Set Hearing Date for BZC 20-001 Berlin Farms -

RESOLUTION 20-08-04 MOTION TO SET HEARING DATE FOR BERLIN FARMS BZC-20-001 FOR AUGUST 20, 2020 AT 6:00 P.M. AS A VIRTUAL MEETING

Motion: D’Amico
Second: Bullard
Vote: D’Amico yes, Bullard yes and O’Brien yes

Weeds on Lackey Old State Road –

RESOLUTION 20-08-05 APPROVE DECLARATION OF NUISANCE AND ABATEMENT, CONTROL, AND/OR REMOVAL OF NUISANCE PURSUANT TO R.C. § 505.87 ON REAL PROPERTY LOCATED AT: 28 LACKEY OLD STATE RD, DELAWARE 43015 (DELAWARE CO. PIN # 41821002001000 and 41821002038000)

Motion: D’Amico
Second: Bullard

BERLIN TOWNSHIP TRUSTEES

6:00 p.m. Special Meeting August 4, 20

Vote: D’Amico yes, Bullard yes and O’Brien yes

RESOLUTION 20-08-06 APPROVE APPOINTMENT OF RON BULLARD, A BOARD MEMBER, TO LOCATE A CONTRACTOR AND NEGOTIATE A CONTRACT TO ABATE, CONTROL, AND/OR REMOVE THE NUISANCE ON REAL PROPERTY LOCATED AT: 28 LACKEY OLD STATE RD, DELAWARE 43015 (DELAWARE CO. PIN # 41821002001000 AND 41821002038000) AUTHORIZING RON BULLARD TO IMPLEMENT THIS ACTIVITY

Motion: O’Brien
Second: Bullard
Vote: Bullard yes, O’Brien yes and D’Amico yes

Custodian Resignation –

RESOLUTION 20-08-07 MOTION TO ACCEPT RESIGNATION, WITH REGRET, FROM CUSTODIAN AMY ARNOLD EFFECTIVE JULY 31, 2020

Motion: O’Brien
Second: Bullard
Vote: Bullard yes, Brien yes and D’Amico yes

JEDD – O’Brien said he thought it was an important thing that they need to take care of.

Economic Development – Discussed earlier.

Request for Engineering Assistance -

RESOLUTION 20-08-08 MOTION FOR REQUEST FOR ENGINEERING ASSISTANCE FROM THE DELAWARE COUNTY ENGINEER FOR PIPE SIZING FOR CROSSOVER PIPE ON BAKER ROAD 200 FEET EAST OF JUMPER ROAD

Motion: Bullard
Second: O’Brien
Vote: O’Brien yes, D’Amico yes and Bullard yes

Public Comment-

James Brenza asked for clarification of the JEDD as a business owner and resident in Berlin Township he is concerned and interested in their overall direction for the JEDD. He also stated that in reading the Sunshine Law in Ohio regarding executive session use on page 111 it talks about for economic development it is solely for confidential business information of an applicant for economic development assistance so he is curious because he thought that involved the county economic development. He said this might come as a surprise but there isn’t a high level of trust with them so he would like more clarity on why we are having discussions in executive session if it is actually with the county. O’Brien said if you read on G 8 the second part says “or to negotiations with other political subdivisions” and subdivisions would include city, villages, townships, the county and the state. Brenza asked if they were in active negotiations and that’s why it is confidential. O’Brien said that’s why it is allowed under the sunshine law. O’Brien said the advantages to a JEDD are it allows people who receive a benefit mainly those that get zoning and infrastructure to pay for it so the other residents don’t have to pay for that, in fact they can pay for other businesses that are here. So if someone volunteers to pay it they will be the ones that pay the tax. He in visions that the ones new to the township would voluntarily paying the JEDD fees. Brenza asked if that was like the tax split they referred to in the past and O’Brien said people have referred to it, yes. He said we want to make sure we have an agreement so that we are not footing the bill for a developer. It should be the other way around, but we don’t have an agreement. Brenza said he would reach out to O’Brien.

RESOLUTION 20-08-09 MOTION TO ADJOURN

Motion: D’Amico
Second: O’Brien

BERLIN TOWNSHIP TRUSTEES

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Vote: Bullard yes, O'Brien yes and D'Amico yes

Meeting adjourned by Chairman D'Amico at 7:50 P.M.

Tom D'Amico, Trustee

ATTEST:

Ron Bullard, Trustee

Claudia Smith, Fiscal Officer

Ken O'Brien, Trustee